1938-39. **File No.** 2737/36

A CLASS

P. W **DEPARTMENT**

I **BRANCH**

Subject:— Powers.

Executive Engineers to empower Sectional Subordinates to hold auction sales of Canal Produce & fallen trees along the roads etc for sums up to Rs 10.

1 K 1937

I

File No. 2737/36

Ltd. Scott. Slip. 24 A

G.R., G.D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET

Subject :—

File No. 2737/36

P.W **DEPT.**

I **BRANCH.**

References :—

Date	To whom sent.	Notes and instructions.

2737x 2737.36
24128 & 24500.

Note on also D-2.

(1. B.) Submitted.

2. In the circumstnaces stated in his letter No. G. 116/6971, dat 18-8-38, the S.E., N.C., proposes that the Executive Engineers be authorised to empower sectional subdtes. to hold auction sales of cons/produce, etc, in their charge where the Government bid or the upset price determined in the manner indicated in para. 2 of his letter referred to above does not exceed Rs. 10 in any one case. The S.Es., S.D.I., and C.Circles who were consulted in the matter agree with the proposed delegation of powers. The S.E., S.C. further proposes, on the analogy of the orders issued in G.Rs. No. 3241/27, dated 5-10-1929 and 27-3-1930, that the sectional and subordinates who would be authorised by the Executive Engineers to hold auction sales may be empowered to conclude such sales finally without reference to higher authority subject to the proviso that when the bids are low or the subdte. concerned is in doubt as to the adequacy thereof he should refer the case to the Executive Engineer through the Sub-divisional officer concerned for final orders.

3. Before considering the perposal further the A.G. may be consulted u.o. as to whether there is any objection to the delegation of the proposed powers.

Three W. B.

Id/-
12-11-38

Id/-
10-11-38

A.G., may be requested to advise

Id/-
12-11-38.

u.o.r. to the A.G. with 3241/27, dt. 14-11.

A.G's. Office,
Bombay.

Seen and returned with compliments to the Secretary to Government, Public Works Department, Bombay.

2/ There is no objection to the delegation of powers proposed in Superintending Engineer Northern Circle's letter No. G-116/6971, dated 18th August 1938 (Page 1 of the File) and Superintending Engineer Southern Circle's letter No. 77(a) S.C. dated 9-9-38 being sanctioned if approved, the limit of Rs. 10/- being determined in the manner indicated in para. 2 of Superintending Engineer Northern Circles letter quoted ~~xxx~~ above.

Id/-

D. A. G.

U.O.R. to Govt. in the P.W.Deptt.
No. W.M. 234, dated 26th Nov., 1938.

Finance Department.

The orders proposed by the P.W.D., may be accepted. As the orders, after issue, will have to be incorporated in the Manual of Finl. Powers (F.M.No. VII), the P.W.D., may be requested to add to the Resn. the following as para. 2:-

"2. The necessary correction slip to the Manual of Financial Powers --- Financial Manual No. VII--- will be issued separately."

Please quote the present

Id/-
12-1.

Id/-
11-1-39

Submitted with reference to the Deputy Secy's. note dated 12-1-39 in the margin.

2. The substance of the Resolution proposed to be issued by the P.W.D. will have to be incorporated at the end in the remakrs column, against Serial No. 62, Item--"I,Public Works Department--Executive Engineers" on pages 58-59 of the Manual of Financial Powers, F.M.No. VII. The following correction slip may issue in ~~xxx~~ due course to Finl.Manual No. VII:-

"Pages 58-59, Serial No. 62.

Insert the following in the last column at the end of the existing...

existing remarks against the item I—Public Works Department—Executive Engineers :-

"Authorised to delegate to sectional subordinates, and as A—A on pp. 16—17 ante."

Id/-
20-1-39

Very well although it seems incredible that this sort of petty delegation should have to be brought out in the Manual.

Id/-
22-1-39

U.D.R., to P.W.D., dated 21-1-39
(with 1 file as P.R.).

Powers:
Delegation of certain — to sectional subordinates: Orders regarding the —

GOVERNMENT OF BOMBAY.
Public Works Department.
Resolution No. 2738/36.
Bombay Castle, 16th February 1939.

Letter from the Superintending Engineer, Northern Circle, (Mr. G.D.Daftary, I.S.E.) No. G. 116/6971, dated 18th August 1938, as under:-

"I have the honour to state that under item 62 of the Manual of Financial Powers, the Executive Engineers are authorised to empower Assistant Executive Engineers, Assistant Engineers and selected Subordinates holding Sub-divisional charges to hold auction sales of Canal produce, etc., to the extent of Rs. 100 in any one case. As the Sub-Divisions have now been enlarged and the responsibilities of the Sub-divisional officers have increased the Executive Engineer, Surat and Broach Division, has represented to me that it would be convenient if auction sales of meagre amounts sapy up to Rs. 10 in each case are entrusted to sectional subordinates ince by this arrangement much of the time which is at present taken by the Sub-divisional Officers in holding these petty auction sales will be saved and it could be employed by them on more important duties.

"2. The other Executive Engineers in this Circle are unanimous in supporting the above proposal. I would therefore recommend that Government may be pleased to authorise the Executive

Engr... .

Engineers to empower sectional subordinates to hold auction sales in cases where the Government bid does not exceed Rs.10. This limit of Rs. 10 should be determined :-

(1) by the probable amount of realisation as can be foreseen by the Sub-Divisional Officer at the time of preparing papers for bids in respect of revenue of non-recurring nature; or

(2) by the estimated realisation as noted in the Register of permanent sources of revenue in the case of items of the nature of permanent revenue.

"3. I have the honour to recommend the proposal for sanction of Government subject to the condition stated in the latter half of paragraph 2 above."

Read Government Memorandum No. 2737/36-I, dated 23rd August 1938, addressed to the Superintending Engineers, Deccan Irrigation, Central and Southern Circles.

Letter from the Superintending Engineer, Southern Circle (Mr. P.K.Shinde, I.S.E.), No. G.R., 77(a)/S.C., dated 9th September 1938, as under :-

"With reference to Government endorsement No. 2737/36-I, dated the 23rd August 1938, I have the honour to state that I agree to the proposal made by the Superintending Engineer, Northern Circle, for authorising eh Executive Engineers of Divisions to empower sectional subordinates to hold auction sales of canal produce or of grass in the compound of Government buildings, fruit and branches of roadside trees, dead and fallen trees or other miscellaneous produce pertaining to the roads and ~~buildi~~ buildings in their charge where the Government bid or the upset price determined in the manner indicated in paragraph 2 of his letter No. G. 116/6971, dated 18th idem, does not exceed Rs, 10 in any one case. I further propose, on the analogy of the orders contained in in Government Resolutions Nos. 3241/27, dated 5th October 1929 and 27th March 1930 that the sectional subordinates who would be authorised by the Executive Engineers to hold auction sales may be empowered to conclude such sales finally without reference to higher authority subject to the proviso that when the bids are low or the Subordinate concerned is in doubt as to the adequcy thereof he should refer the case to the Executive Engineer through the Sub-divisional Officer

con.....

concerned for final orders. Such a delegation of powers will also tend to reduce a good deal of correspondence."

Read letters from the Superintending Engineer, Deccan Irrigation Circle, and the Superintending Engineer, Central Circle, No. 6347, dated 18th October 1938 and No. G.R., 77 (a)/6171, dated 20th October 1938, respectively.

Memorandum from the Accountant General, Bombay, No. W.M. 234, dated 26th November 1938, as under:-

* * * * *

"2. There is no objection to the delegation of powers proposed in Superintending Engineer, Northern Circle's letter No. G. 116/6971, dated 18th August 1938 and Superintending Engineer, Southern Circle's letter No. 77 (a)-S.C., dated 9th September 1938 being sanctioned if approved, the limit of Rs. 10 being determined in the manner indicated in paragraph 2 of Superintending Engineer, Northern Circle's letter quoted above."

RESOLUTION.— Government is pleased to direct that Executive Engineers be authorised to delegate to sectional subordinates the powers to hold auction sales of canal produce or of grass in the compounds of Government buildings, fruit and branches of roadside trees, dead and fallen trees and other miscellaneous produce pertaining to the works in their charge and to conclude such auction sales finally when the bid does not exceed Rs. 10 in any case without reference to higher authority, subject to the proviso that when the bid is abnormally low or the subordinate concerned is in doubt as to the adequacy thereof he should refer the case to the Executive Engineer through the Sub-divisional Officer concerned for final orders. The limit of Rs. 10 of the bid should be determined (1) by the probable amount of realisation as can be foreseen by the Sub-divisional Officer concerned at the time of preparing papers for bids in respect of items of non-recurring revenue and (2) by the estimated realisation as noted in the register of permanent sources of revenue in the case of items of permanent revenue.

2. The necessary correction slip to the Manual of Financial Powers Financial Manual No. VII—will be issued separately.

By order of the Governor of Bombay,

(R. H. HAMMETT),
DEPUTY SECRETARY TO GOVERNMENT.

G.R.....

G.R., No. 2737/36, P. W. D., dated the 16th February 1939.

To

The Finance Department,

The Superintending Engineer, Northern Circle,

The Superintending Engineers of other Circles,

The Accountant General, Bombay,

All Executive Engineers of Divisions.

No. of 1939.

Copy forwarded for information and guidance to

Id/-
13-3-39

PMB/3/7/56.

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